

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Karen Giroux

Application No.: 10/716,577

Confirmation No.: 6252

Filed: November 18, 2003

Art Unit: 1618

For: MEDICAL DEVICES EMPLOYING NOVEL
POLYMERS

Examiner: B. M. Fubara

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed October 2, 2007, Applicant hereby provisionally elects claims 1-58 for continued examination.

The Examiner has required restriction between the following groups:

Group I, claims 1-58, drawn to a medical device; and

Group II, claims 59-79, drawn to a method for delivering active agent to the interior surface of a vein or artery.

Applicant requests Group I, claims 1-58, and selection (a), which is the device of claim 1 and the appropriate claims that go with the device of claim 1. Also, pursuant to the Office's request, Applicant elects a medical device where the first and second active agents are different and the second active agent is dispersed within the polymer matrix of the first polymer. Applicant elects a species of the device of claim 1 in which the active agent is a hydroxybenzoic